

FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT5-9. Inspections and Information Gathering

1. **AUTHORITY.** Pursuant to the Federal Insecticide, Fungicide and Rodenticide Act, including Sections 8 and 9:
  - a. To perform the U.S. Environmental Protection Agency functions and responsibilities relative to the inspection of books and records.
  - b. To perform the EPA functions and responsibilities relative to the inspection of establishments or other places where pesticides or devices are held for distribution or sale, or any place where there is being held any pesticide the registration of which has been suspended or canceled.
  - c. To obtain and execute warrants for the purposes of performing an inspection or information gathering.
  - d. To carry out any other inspection and information gathering activities authorized by FIFRA.
  - e. To require the carrying out of any other inspection and information gathering activities authorized by FIFRA.
  - f. To designate representatives of the Administrator to perform the functions specified in paragraphs 1.a., 1.b., 1.c., 1.d., and 1.e.
2. **TO WHOM DELEGATED.** Chief, Air Enforcement Branch.
3. **LIMITATIONS.**
  - a. Any official exercising this authority must consult with the regional counsel or designee prior to requesting warrants.
  - b. Any official exercising this authority must obtain concurrence from the RC or designee prior to issuing any written request for information. The RC may waive concurrence in writing.
4. **REDELEGATION AUTHORITY.**
  - a. The authorities in 1.a., 1.b., 1.c., and 1.d. may be redelegated to the staff level.
  - b. Employees possessing credentials under FIFRA are redelegated the authorities in 1.a, 1.b., 1.c., and 1.d. by virtue of the issuance of such credentials.
  - c. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

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5. **ADDITIONAL REFERENCES.**

- a. Sections 8 and 9 of FIFRA.
- b. Agency Order 3510, "EPA Federal Credentials for Inspections and Enforcement of Federal Environmental Statutes and Other Compliance Responsibilities."

  
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Suzanne J. Bohan, Director  
Enforcement and Compliance Assurance Division

9/5/19  
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Date